

UNITED STATES DISTRICT COURT

for the

Western District of North Carolina

United States of America)

v.)

DONALD RAY GRAYSON)

Case No: 3:99CR00061-003

USM No: 08486-058

J. Charles Jones

Defendant's Attorney

Date of Previous Judgment: February 20, 2001

(Use Date of Last Amended Judgment if Applicable)

Order Regarding Motion for Sentence Reduction Pursuant to 18 U.S.C. § 3582(c)(2)

Upon motion of ☒ the defendant ☐ the Director of the Bureau of Prisons ☐ the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion,

IT IS ORDERED that the motion is:

☒ GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of 151 months is reduced to 140 months.

I. COURT DETERMINATION OF GUIDELINE RANGE (Prior to Any Departures)

Previous Offense Level: 32Amended Offense Level: 32Criminal History Category: VICriminal History Category: VIPrevious Guideline Range: 210 to 240 monthsAmended Guideline Range: 210 to 240 months

II. SENTENCE RELATIVE TO AMENDED GUIDELINE RANGE

- ☐ The reduced sentence is within the amended guideline range.
- ☐ The previous term of imprisonment imposed was less than the guideline range applicable to the defendant at the time of sentencing as a result of a departure or Rule 35 reduction, and the reduced sentence is comparably less than the amended guideline range.
- ☒ Other (explain):

III. ADDITIONAL COMMENTS

Except as provided above, all provisions of the judgment dated February 20, 2001 shall remain in effect.

IT IS SO ORDERED.

Order Date: December 5, 2008

Graham C. Miller
Signature Line

Effective Date: _____
(if different from order date)

Title of Signing Officer
United States District Court

